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13 Attorneys for Defendants
UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF DAVID ZIFKIN
IN SUPPORT OF DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO, LLC'S OPPOSITION
TO THE URMSON PARTIES' MOTION
TO QUASH AND MODIFY
SUBPOENAS.**

Judge: Hon. William H. Alsup
Trial Date: October 10, 2017

1 I, David Zifkin, declare as follows:

2 1. I am a partner with the law firm of Boies Schiller Flexner LLP representing
3 Defendants Uber Technologies Inc. and Ottomotto LLC (collectively, "Uber") in this matter. I
4 make this declaration in support of Uber's Opposition to the Urmson Parties' Motion to Quash
5 and Modify Subpoenas (Dkt. 1240-8). I make this declaration based on personal knowledge and
6 if called as a witness, I could and would competently testify to the matters set forth herein.

7 2. Attached as **Exhibit 1** is a true and correct copy of an article by Danielle Muoio
8 titled "The former head of Google's self-driving car project has secretly been working on his own
9 startup," published in BUSINESS INSIDER on January 26, 2017.

10 3. Attached as **Exhibit 2** is a true and correct copy of an article by Mark Bergen and
11 Johana Bhuiyan titled "Google's self-driving car unit is losing three key execs," published in
12 RECODE on August 5, 2016.

13 I declare under penalty of perjury that the foregoing is true and correct.

14 Executed this 18th day of August, 2017 at Santa Monica, California.

15
16
17 Dated: August 18, 2017

18 By: /s/ David Zifkin

19 David Zifkin

20
21 **ATTESTATION OF E-FILED SIGNATURE**

22 I, Karen L. Dunn, am the ECF User whose ID and password are being used to file this
23 Declaration. In compliance with General Order 45, X.B., I hereby attest that David Zifkin has
24 concurred in this filing.

25
26 /s/ Karen L. Dunn

27 Karen L. Dunn